

Crookshanks SN 09/588,030

Section 3, Remarks:**REMARKS**

Applicant has amended claims 14 and 15 to remove reference to "means" throughout. This overcomes the objection to those claims as noted in the Notice of Panel Decision of December 2, 2005, as agreed with Examiner Oyeibisi on December 6. No new matter is introduced by the cancellation of this term.

In addition it was noted that a Restriction Requirement was appropriate, as between the claims of Group I, Claims 1 - 7, 11 - 15 and 21 - 23 directed to the method and computer program for construction project error reduction, and the claims of Group II, claims 16 - 20, directed to an Internet based business method.

Applicant elected orally the claims of Group 1, claims 1 - 7, 11 - 15 and 21 - 23, with traverse to preserve rights to file a divisional application. Applicant hereby cancels claims 16 - 20 to move this case to immediate allowance. By this cancellation, Applicant does not intend to abandon the subject matter of those claims.

It was noted on Dec 5, that the reference to "Claim(s) allowed 1 - 13" in the Notice, was an inadvertent inaccurate listing of the allowed claims. Claims 21 - 23 had been substituted for canceled claims 8 - 10, and thus the correct claims allowed in the Notice are claims 1 - 7, 11 - 13 and 21 - 23.

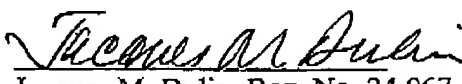
Thus, with the indication of allowability of the presently amended claims 14 and 15, the allowed claims will be claims 1 - 7, 10 - 15 and 21 - 23, all the claims remaining in the case.

CONCLUSION

It is Applicant's view that this Application is now in immediate condition for allowance of all claims in this case, claims 1 - 7, 11 - 15 and 21 - 23. Favorable action is urged. In the event that there remain open issues, the Examiner is requested to contact undersigned counsel for Applicant for a telephone Interview to discuss the issues in order to advance this case to issue.

Respectfully submitted,
Rex J. Crookshanks

Date: December 6, 2005

by: 
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Response to Panel Notice, Supplemental
Amendment and Election
12-06-05 24623-001US

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End of Section 3, Remarks.

End of Response to Notice of Panel Decision, etc.